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DATE:

February 23, 2006

TO:

Examiner HOM, Shick C.

FAX NO.:

571-273-8300

USPTO GPAU 2666

FROM: Jeffrey G. Toler

. Reg. No.: 38,342

RE U.S. App. No.: 10/766,314, filed January 28, 2004

Applicant(s): Stuart Lynch Blackburn

Atty Dkt No.: 1033-NW 1001

DIGITAL SUBSCRIBER LINE USER CAPACITY ESTIMATION

NO. OF PAGES (including Cover Sheet): 10

MESSAGE:

Attached please find:

Response to Office Action (8 pgs)

5000 Plaza On The Lake Suite 265 Austin, Texas 78746

Tel: (512) 327-5515

PTO/SB/21 (09-04)

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Under the Pacerwork Reduction Act of 1995 no ne	Application Number	10/766,314	١
TRANSMITTAL	Filing Date	January 28, 2004	1_
FORM	First Named Inventor	Stuart Lynch Blackburn RECEIVI	
1010	Art Unit	2666 CENTRAL FAX	JENT
(to be used for all correspondence after initial filing)	Examiner Name	Hom, Shick C. FEB 23	2006
Total Number of Pages In Yels Submission 11	Attorney Docket Number	1033-NW1001	/
	NCLOSURES (Check all	(that apply)	7
Fee Transmittal Form	Drawing(s)	After Allowance Communication to TC]
Fee Allached	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences	1
Document(s)	Petition Petition to Convert to a Provisional Application Power of Attornay, Revocatio Change of Correspondence A Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on Clemarks USTOMER NO.: 344	Address Cher Enclosure(s) (please Identify below):	
SIGNATUR	RE OF APPLICANT, ATTO	ORNEY, OR AGENT	
Firm Name Toler, Larson & Abel, L.L.	P.		1
Signature MA ZE]
Printed name Icffrey G. Toler			_
Date 2-13-2006		Reg. No. 38,342	
I have be a self-tilbet this correspondence in heigh	TIFICATE OF TRANSMISS facsimile transmitted to the USP oe addressed to: Commissioner for	SION/MAILING TO or deposited with the United States Postal Service with for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on	
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Typed or printed name		Date \$1 3. 23,200	,

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

FEB 23 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Stuart Lynch Blackburn

Title:

DIGITAL SUBSCRIBER LINE USER CAPACITY ESTIMATION

App. No.:

10/766,314

Filed:

January 28, 2004

Examiner:

HOM, Shick C

Group Art Unit:

2666

Customer No.: 34456

Confirmation No.:

1206

Atty. Dkt. No.: 1033-NW 1001

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Dear Sir:

In response to the Office Action mailed December 27, 2005, please amend the aboveidentified application as follows:

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Palerts on

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